



**Leo Kittay**

Partner

151 West 42nd Street, 17th Floor  
New York, NY 10036

T 212.813.8210  
lkittay@fzlz.com

August 13, 2020

**BY ECF**

Hon. Kiyo A. Matsumoto  
United States District Court  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, NY 11201

Re: *Overtime Sports, Inc. v. Dick's Sporting Goods, Inc. et al*  
Civil Action No. 20 Civ. 3401 (KAM)(CLP)

Dear Judge Matsumoto:

We represent Plaintiff Overtime Sports, Inc. in the above-referenced matter. We write pursuant to the Court's Order issued today.

We were pleased to learn that Defendants in this action are amenable to having the matter referred to Magistrate Judge Pollak for a settlement conference. Plaintiff is amenable as well and would be most interested in scheduling the conference at Magistrate Judge Pollak's earliest convenience, in the interest of resolving this matter before substantially more resources are expended.


Regarding the proposed discovery and briefing schedule that Defendants' counsel submitted to the Court earlier today, the parties have now conferred and have agreed to the following proposal:

Event	Schedule
Deadline for Targeted Document Demands and Interrogatories	August 17, 2020
Deadline for Discovery Responses and Productions	August 28, 2020
Deadline for Plaintiff's Fact Witness Declarations	September 3, 2020
Deadline for Motion for Preliminary Injunction	September 4, 2020
Deadline for Opposition Brief to Motion for Preliminary Injunction	October 1, 2020
Deadline for Plaintiff's Reply Brief	October 19, 2020

Hearing (without live witnesses)	October 28, 2020
Hearing (with live witnesses)	October 30, 2020

We appreciate the Court's attention to this matter.

Respectfully submitted,



Leo Kittay

cc: All counsel of record (by ECF)